

EXHIBIT I

Copy of Transcript

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

RICHARD CHAKEJIAN,

Plaintiff,

vs.

CIVIL ACTION NO.07-2211
CLASS ACTION

EQUIFAX INFORMATION
SERVICES, LLC.,

Defendants.

~~~~~

**DEPOSITION OF**  
**RICHARD CHAKEJIAN**

July 18, 2008  
10:25 a.m.

Francis & Mailman, P.C.  
Land Title Building  
19th Floor, 100 South Broad Street  
Philadelphia, Pennsylvania 19110

Joseph P. Dromgoole, a Professional  
Reporter and Notary Public in the  
Commonwealth of Pennsylvania.

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Atlanta, GA 30303

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8 MR. PERLING: Okay. You just  
9 talked about being mislead on several levels  
10 as to having an item removed from your credit  
11 file.

12 THE WITNESS: Well, the item is  
13 an involuntary bankruptcy that I believe  
14 showed up on my report as a bankruptcy. And  
15 I contacted Equifax to have it removed.

16 MR. PERLING: Okay.

17 BY MR. PERLING:

18 Q. And they didn't do it?

19 A. Right.

20 Q. But you're not suing them for failing  
21 to remove it, are you?

22 MR. SOUMILAS: I'll object to  
23 the form. The Complaint speaks for itself.

24 MR. PERLING: You can still  
25 answer the question, sir.

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Richard Chakejian

July 18, 2008

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THE WITNESS: Well, without  
full knowledge of the Complaint that's  
difficult to answer.

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4 Q. The question was, what was the  
5 inaccurate uniform language that you were claiming  
6 was in Interrogatory Number 5?

7 MR. SOUMILAS: Object to the  
8 form.

9 THE WITNESS: Without being a  
10 master of legal terms and technologies I  
11 suspect it specifically has to do with the  
12 fact that somebody went and checked at the  
13 courthouse, which is noted in the address of  
14 Eastern District, Nix Building, Room 400 in  
15 Philadelphia. Now, my -- my objection is  
16 that if someone had actually done that and  
17 what was represented to me physically went  
18 they would have put their hands on the same  
19 court order that I had sent which lead to  
20 this letter being sent to me and the  
21 subsequent phone calls and pursuant of having  
22 it removed.

23 BY MR. PERLING:

24 Q. You're essentially upset that it didn't  
25 get removed when you disputed it, right?

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1 MR. SOUMILAS: I'll object to  
2 the form.

3 THE WITNESS: I'm sorry?

4 MR. PERLING: You were upset  
5 that it didn't get removed when you disputed  
6 it?

7 THE WITNESS: I was upset that  
8 it wasn't removed. I was also upset that --  
9 further upset that I was mislead with respect  
10 to the process and what Equifax actually  
11 did. I mean I was assured that if I sent  
12 them a court order it would be removed and  
13 felt temporary relief from that. And when I  
14 sent them the court order what came to me  
15 back was that letter that I think is under  
16 your elbow.

17 MR. PERLING: This is something  
18 different.

19 THE WITNESS: Okay. Something  
20 different. But you know what I'm referring  
21 to.

22 MR. PERLING: Okay.

23 THE WITNESS: And if they, in  
24 fact, did carry out with what they said they  
25 would have done there would have been no

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1 cause for being further upset.

2 BY MR. PERLING:

3 Q. When were you mislead as to the  
4 process?

5 A. Well, I was told on the phone that if I  
6 got a court order and sent it in it would be removed.

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23 Q. And did you go to the address that  
24 Equifax put in the letter?

25 A. I'm sorry?

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1 Q. Did you go to the address that Equifax  
2 put in the letter as the --

3 A. I did.

4 Q. -- place of the information?

5 A. I did.

6 Q. After you got that letter?

7 A. Sure. And/or after the phone call when  
8 I was -- spoke to, I believe Honey, I don't remember  
9 the other name, and then a supervisor and said -- and  
10 I went through the prior conversations where if you  
11 do this this will be removed. I mean if they keep  
12 any internal files they had to know that I was  
13 agitated and it was a fraudulent thing and it was a  
14 problem. And then I was told that, no, that isn't  
15 enough, now you have to get a certified copy.

16 Q. And you went and did that?

17 A. I did go and do that.

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6 Q. So the other credit reporting agencies  
7 were also reporting a bankruptcy, correct?

8 A. Initially after the electronic filing,  
9 yes.  
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July 18, 2008

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Q. And why was the information on the

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1 credit report inaccurate?

2 MR. SOUMILAS: Now, you're  
3 talking about the bankruptcy?

4 MR. PERLING: The bankruptcy.

5 THE WITNESS: It was a  
6 fraudulent filing.

7 MR. PERLING: Okay.

8 BY MR. PERLING:

9 Q. And there was a court order that it  
10 should not be reported, correct?

11 A. I don't remember the specific terms,  
12 but I believe it was to be vacated, yes.

13 Q. Do you ever recall seeing any order  
14 that used that term, vacated?

15 A. Without looking at and reading the  
16 document it would be tough for me at this moment, but  
17 I believe that was the term used.

18 Q. And who filed the involuntary  
19 bankruptcy?

20 A. Mr. McErlean and/or the shell companies  
21 he purported to own and I believe one of his  
22 colleagues, Joe Roche who had like companies, shell  
23 companies.

24 Q. And why did they claim involuntary  
25 bankruptcy? Why did they claim they filed it?

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1 A. They filed it to -- to leverage me to  
2 succumbing to requests that would help them I presume  
3 in a real estate deal.

4 Q. Okay.

5 A. It's my opinion, but I have no reason  
6 as to why they did it. I just know it was fraud.

7 Q. And the Court found that it should  
8 never have been filed, right?

9 A. That's right.

10 Q. But you understand that it was filed  
11 and it was part of the public record, right?

12 A. I understand that they filed an  
13 involuntary bankruptcy against myself wrongfully and  
14 fraudulently.

15 Q. But you understand that whether it was  
16 wrongful or fraudulent it was still part of the  
17 public record, right?

18 A. If that's what the reporting reports  
19 are then, yes.  
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July 18, 2008

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2 Q. Mr. Chakejian, let me show you Exhibit  
3 Number 6.

4 Do you recognize Exhibit Number 6?

5 A. Yes.

6 Q. And what is Exhibit Number 6?

7 A. It's the letter that I sent to Equifax  
8 asking them to remove the fraudulent bankruptcy from  
9 my record.  
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Q. This letter, which is what we've looked at here, Exhibit Number 6, that's not the very first time you ever contacted Equifax about anything? You contacted them previously, correct?

A. Yes.

Q. And you had received information from them previously, right?

A. I believe so, yes.

Q. And you recall making disputes of other information aside from the bankruptcy prior to January 16th of 2007, right?

A. Yes.

Q. How many times do you recall making disputes of information other than the bankruptcy prior to January 16th, 2007?

A. I don't know.

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1 Q. What were you disputing when you made  
2 those contacts?

3 A. Whatever -- whatever I thought to be  
4 inaccurate.

5 Q. You don't recall as we sit here what  
6 you were disputing in those cases?

7 A. No, absolutely not.

8 Q. Did Equifax update your credit file on  
9 each of those occasions that you contacted them prior  
10 to January 16th, 2007 other than related to the  
11 bankruptcy?

12 MR. SOUMILAS: Objection. It  
13 calls for speculation. You can answer if you  
14 remember specifically.

15 THE WITNESS: I don't remember  
16 specifically, but without -- without --  
17 without the benefit of looking at a dispute  
18 and the specific response to the dispute with  
19 respect to what I thought was being  
20 misreported it would be very difficult for me  
21 to answer that as I sit here today. I will  
22 not speculate.

23 MR. PERLING: All right.

24 BY MR. PERLING:

25 Q. But you're not suing Equifax about any

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1 of those contacts prior to January 16th of 2007?

2 A. No. Hold on a second. I'm sorry.

3 What was that question?

4 Q. You're not suing Equifax about any of  
5 those other contacts prior to January of 2007? I'll  
6 qualify it further. Related to items other than the  
7 bankruptcy.

8 A. Correct.

9 MR. SOUMILAS: Correct. This  
10 lawsuit is exactly what Mr. Chakejian has  
11 already said it's about, but we spent a lot  
12 of time on things that it's not about.

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July 18, 2008

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Q. Do you recognize Exhibit Number 9?

A. Yes.

Q. And that evidence is the call you made to Equifax on January 30th, 2007, right?

A. Specific to that call, yes.

Q. Do you recall having any telephone contact with Equifax about the bankruptcy between January 26th, 2007 and January 30th, 2007, just a few days later?

A. I don't recall the specific dates. I know I had several calls in an attempt to deal with

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1 it, but as I told you earlier, I cannot recall the  
2 specific dates of the phone calls.

3 Q. Now, when you called on January 30th,  
4 2007, did you just talk about the bankruptcy?

5 A. I don't know. I suspect. I don't  
6 know.

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1 Q. We wouldn't be sitting here if Equifax  
2 had removed the item from your credit report,  
3 correct?

4 A. At some level that could be correct  
5 because then it wouldn't -- it wouldn't have dawned on  
6 me that they never directly went, even though in  
7 writing they told me that's what they did.  
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EQUIFAX

January 16th, 2007

P.O. Box # 740241

Atlanta, GA 30374 - 0241

Dear Sirs and/or Madams,

I am in receipt of my credit report dated 1/16/07.

I noticed an error on my credit report under the PUBLIC RECORDS category.

Please be advised that I have never filed for BANKRUPTCY and that you are reporting an error that is negatively impacting my credit profile and my credit score.

Kindly correct the error by removing the bankruptcy information from my credit report.

To assist you I am enclosing a COURT ORDER issued by the Honorable Stephen Rastavich, USBJ ordered May 17th 2006, specifically ordering that "ANY ADVERSE CREDIT INFORMATION MUST BE STRICKEN FROM MY CREDIT RECORDS."

Please adhere to the Judges order and remove the Bankruptcy information from my file.

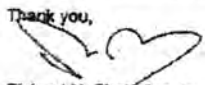
Upon your receipt and review of this letter and the Court Order please make the corrections to my file and mail me a copy of my corrected CREDIT REPORT AND SCORE to my home address : Richard N. Chakejian Jr.

2137 Art School Rd.

Chester Springs, PA 19425

Should you have any questions concerning the information received and/or my request, kindly contact me via phone # 484-645-5148 or e-mail: [chakejian@cs.com](mailto:chakejian@cs.com).

Thank you,

  
Richard N. Chakejian Jr.

enc: COURT ORDER 5/17/06

CREDIT REPORT 1/16/07

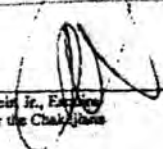
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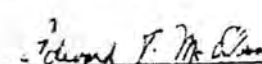
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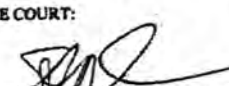
inappropriate, improper and that the involuntary Petition should never have been filed. As a part thereof, Edward T. McErlann, Chubb, Inc., Joseph Ripp and the Chakejians, by and through their respective Counsel have stipulated and agreed that the Motion shall be dismissed with prejudice inasmuch as the parties have settled all claims asserted in the Motion.

NOW, THEREFORE, Edward T. McErlann, Chubb, Inc., Joseph Ripp and the Chakejians, hereby agree that the Motion is hereby withdrawn, with prejudice, this 15<sup>th</sup> day of May, 2008, and that any adverse credit report on any credit reporting agency should be stricken from the Chakejians' credit records.

  
Walter Weiss Jr., Esquire  
Counsel for the Chakejians

  
Edward T. McErlann, Esquire  
Counsel for the Petitioning Creditors

THE FOREGOING IS HEREBY INCORPORATED AS AN ORDER OF THIS COURT AND  
IT IS SO ORDERED this 17<sup>th</sup> day of May, 2008.  
BY THE COURT:

  
Stephen Raskavich, USBJ

248438-1

01/04/07

23913016841011

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE:

Richard Chakejian, Jr. and  
Jacqueline Chakejian

CHAPTER 7

Case No. 05-32489 (SR)

Debtor(s)

STIPULATION OF DISMISSAL OF DEBTORS' MOTION  
FOR SANCTIONS, COMPENSATORY AND PUNITIVE DAMAGES

Background:

Edward T. McElean, Joseph Rupp, Chabi, Inc., and Tarzua, Inc. (collectively Rupp, Chabi, Tarzua, Inc. and McElean) are referred to as the "Petitioning Creditors" filed an involuntary bankruptcy petition (the "Involuntary Petition") against the Petitive Debtors, Richard Chakejian, Jr. and Jacqueline Chakejian in the above reference bankruptcy matter. The Chakejians has disputed the Involuntary Petition and have claimed, among other things, that the Bankruptcy Petition was fraudulent in that they did not owe any debts to Edward T. McElean, Tarzua, Inc., Chabi, Inc., Joseph Rupp, and Middletown Estate Developers, Inc.

At a hearing on the filing of the Involuntary Petition, Edward T. McElean, Chabi, Inc., Joseph Rupp, and withdrew the petition and this bankruptcy matter was dismissed; and an injunction was issued by bankruptcy judge Raslavich enjoining Edward T. McElean, Chabi, Inc., Joseph Rupp from filing any future bankruptcy petition against the Chakejians. Thereafter, the Chakejians filed a motion for sanctions and attorney's fees, costs, consequential and punitive damages (the "Motion").

Edward T. McElean, Chabi, Inc., Joseph Rupp and the Chakejians have now reached an agreement to settle the Chakejians' Motion. As part of that agreement, Edward T. McElean, Chabi, Inc., Joseph Rupp have acknowledged that the filing of the Involuntary Petition was

104-35-1

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4008100001 | credit report guide | truecredit.com

### Credit Reports

January 18, 2007 (This report is available until Feb 15, 2007)

[Credit History Summary](#)  
[Payment History Summary](#)  
[Credit Score Summary](#)

**PERSONAL INFORMATION**

**CREDIT REPORTING AGENCY:** **TRANS UNION**

**NAME:** **RICHARD RAZARET CHAKEJIAN, JR.** **RICHARD CHAKEJIAN, JR.** **RICHARD W. CHAKEJIAN, JR.**

**ALSO KNOWN AS:** **RICHARD W. CHAKEJIAN**

**DATE OF BIRTH:** **01/19/62**

**CURRENT ADDRESS:** **1007 FOX 200T  
BALA CTRYVD, PA 19004** **2137 ART SCHOOL RD  
CHESTER SPRINGS, PA 19382-1213** **100 BOX 260P  
BALA CTRYVD, PA 19304**

**PREVIOUS ADDRESS:** **2137 ART SCHOOL RD  
CHESTER SPRINGS, PA 19382** **478 TALLWOOD ST  
MAIND ISLAND, FL 33146-2804** **2137 ART SCHOOL RD  
CHESTER SPRINGS, PA 19382**

**EMPLOYER:** **ARCADIA ADVERTISING** **PREMIER CHEMICAL**

**PREVIOUS EMPLOYER:** **PREMIER CHEMICAL** **ARCADIA CLEANERS**

**Consumer Statement**

**None Reported**

**Summary**

|                         | TransUnion | Experian | Equifax |
|-------------------------|------------|----------|---------|
| <b>TOTAL ACCOUNTS:</b>  | 21         | 27       | 18      |
| <b>OPEN ACCOUNTS:</b>   | 9          | 9        | 6       |
| <b>CLOSED ACCOUNTS:</b> | 12         | 18       | 12      |
| <b>DELINQUENT:</b>      | 0          | 3        | 0       |
| <b>DEROGATORY:</b>      | 3          | 5        | 1       |
| <b>BALANCES:</b>        | 139170     | 114130   | 127912  |
| <b>PAYMENTS:</b>        | 2182       | 2194     | 2193    |

2 of 16

03/05/2010 11:19 AM

*Correct to 2137 Art School Rd Chester Springs Pa 19382*

<https://www.bureauofeconomicanalysis.bea.gov/pressroom/pressreleases/2018/08/2018-08-01-gdp.htm>

| NAME                     | Worksite | Supervisor | Location |
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| Account #                |          |            |          |
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| Location                 |          |            |          |
| Typed                    |          |            |          |
| Pay Status               |          |            |          |

**Collateral Accounts:** Accounts variously used five years ago.

| Transparency                                                                                                                                       | Transparency | Transparency | Transparency                                                                                     |
|----------------------------------------------------------------------------------------------------------------------------------------------------|--------------|--------------|--------------------------------------------------------------------------------------------------|
| Type:<br>Name:<br>Date Filed/Reported:<br>How Filed:<br>Reference #:<br>Creating Data:<br>Court:<br>Locality:<br>Contract Amount:<br>Award Amount: |              |              | Chapter 7 Bankruptcy<br>Dismissed<br>04/2008<br>Court:<br>0672489-038-1009<br>Federal Government |

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